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*Attorneys for the Defendant*  
*Maricopa County Board of Supervisors*

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ARIZONA**

Kari Lake and Mark Finchem,

Plaintiffs,

vs.

Kathleen Hobbs, et al.,

Defendants.

No. 2:22-cv-00677-JJT

**MARICOPA COUNTY DEFENDANTS'**  
**MOTION TO EXCEED PAGE LIMIT**

(Honorable John J. Tuchi)

1 Pursuant to LRCiv. 7.2(e)(1), Defendant Maricopa County hereby moves this Court for  
2 leave to file a 19 page Motion to Dismiss.

3 Plaintiffs filed a 51-page Amended Complaint. It alleges that counting votes by  
4 electronic tabulation machines is unconstitutional. To support those claims, Plaintiffs make  
5 many demonstrably-false allegations, in 176 paragraphs, about voting in Arizona. Although  
6 courts considering motions to dismiss must generally accept as true all material allegations  
7 pled by plaintiffs in their complaint, they need not accept as true allegations that are  
8 contradicted by judicially-noticeable records that are not subject to dispute. *See, e.g.,*  
9 *Spewell v. Golden State Warriors*, 266 F.3d 979, 988 (9th Cir. 2001). The County therefore  
10 provides a short Statement of Facts in its Motion to Dismiss that cites to numerous records,  
11 of which the Court may take judicial notice, to demonstrate the falsity of Plaintiffs' factual  
12 averments as well as the truth about voting in Arizona. Providing this short Statement of  
13 Facts will assist the Court in evaluating the Motion to Dismiss and also correct the record  
14 should the Court's decision in this matter be appealed. Granting the County leave to file a  
15 brief of 19 pages therefore furthers the interests of justice and judicial economy. The County  
16 will not object if Plaintiffs wish to file an oversized response brief opposing the Motion to  
17 Dismiss.

18 RESPECTFULLY SUBMITTED this 7th day of June, 2022.

19 THE BURGESS LAW GROUP

20  
21 BY: /s/ Emily Craiger  
22 Emily Craiger

23 RACHEL H. MITCHELL  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 7, 2022, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants on record.

/s/ Dana N. Troy